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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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YANAF0393USA

EXAMINER

DIXON, M

ART UNIT

PAPER NUMBER

1 / 4

DATE MAILED:

03/17/98

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

OFFICE ACTION SUMMARY

- ☐ Responsive to communication(s) filed on _____
- ☐ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 D.C. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 0 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

- ☒ Claim(s) 43-51 is/are pending in the application.
- Of the above, claim(s) _____ is/are withdrawn from consideration.
- ☐ Claim(s) _____ is/are allowed.
- ☐ Claim(s) _____ is/are rejected.
- ☐ Claim(s) _____ is/are objected to.
- ☒ Claims 43-51 are subject to restriction or election requirement.

Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

- ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
- ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
- ☐ received.
- ☐ received in Application No. (Series Code/Serial Number) _____
- ☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

- ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- ☐ Notice of Reference Cited, PTO-892
- ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____
- ☐ Interview Summary, PTO-413
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Notice of Informal Patent Application, PTO-152

MERRICK DIXON
PRIMARY EXAMINER
GROUP 1300

-- SEE OFFICE ACTION ON THE FOLLOWING PAGES --

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Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 43-49, drawn to an apparatus for fabricating an optical information medium, classified in class 428, subclass 64.
- II. Claim 50 is , drawn to an apparatus for fabricating an optical information medium including means to absorb the radiation radiation curable resin, classified in class 156, subclass 379.6

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- III. Claim 51 is, drawn to an apparatus for fabricating an optical information medium including means to measure color density of radiation curable resin, classified in class 156, subclass 379.

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The inventions are distinct, each from the other because:

Inventions I and II are distinct and different from each other because Invention II includes absorbing means while Invention I does not.

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Inventions I and III are distinct and different from each other because Invention III includes color measuring means while Invention I does not.

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Inventions II and III are distinct and different from each other because Invention III includes measuring means while Invention II does not.

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Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

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Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

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A telephone call was made to applicant's attorney, Mr. Turocy on 2-10-98 to request an oral election to the above restriction requirement, but did not result in an election being made.

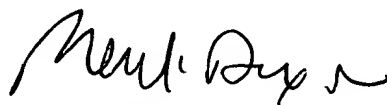
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Crystal Mall 1 Fax Center

A facsimile center has been established in Crystal Mall 1. The hours of operations are Mondays through Friday, 8:45 to 4:45 PM. This new location should be used in all instances when faxing any correspondence to Group 1300. The Patent Examining Fax Center new telecopier number is (703) 305-5436. Use of the new Crystal Mall 1 center will facilitate rapid delivery of materials to the group. The faxing of all papers must conform with the notice published in the Official Gazette, 1096 O.G. 30 (November 15, 1989).

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Any questions concerning this communication should be directed to Examiner Merrick Dixon at 703-308-0013.



Merrick Dixon

Primary Examiner

Group 1300